

vehicles with a true mileage, as defined in section 321.71, of one thousand miles or less, unless such vehicle has incurred damage as defined in subsection 2.

Approved March 18, 2004

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**CHAPTER 1008**  
LIQUOR CONTROL VIOLATIONS —  
ADMINISTRATIVE SANCTIONS  
AGAINST LICENSEES OR PERMITTEES  
*S.F. 2261*

**AN ACT** providing penalties for specified liquor control violations involving a retail liquor control license, wine permit, or beer permit.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 123.50, subsection 3, Code 2003, is amended by striking the subsection and inserting in lieu thereof the following:

3. If any licensee, wine permittee, beer permittee, or employee of a licensee or permittee is convicted or found in violation of section 123.49, subsection 2, paragraph “h”, the administrator or local authority shall, in addition to criminal penalties fixed for violations by this section, assess a civil penalty as follows:

a. A first violation shall subject the licensee or permittee to a civil penalty in the amount of five hundred dollars. Failure to pay the civil penalty as ordered under section 123.39 shall result in automatic suspension of the license or permit for a period of fourteen days.

b. A second violation within two years shall subject the licensee or permittee to a thirty-day suspension and a civil penalty in the amount of one thousand five hundred dollars.

c. A third violation within three years shall subject the licensee or permittee to a sixty-day suspension and a civil penalty in the amount of one thousand five hundred dollars.

d. A fourth violation within three years shall result in revocation of the license or permit.

e. For purposes of this subsection:

(1) The date of any violation shall be used in determining the period between violations.

(2) Suspension shall be limited to the specific license or permit for the premises found in violation.

(3) Notwithstanding section 123.40, revocation shall be limited to the specific license or permit found in violation and shall not disqualify a licensee or permittee from holding a license or permit at a separate location.

Approved March 18, 2004

**CHAPTER 1009**  
LOTTERY AUTHORITY BUDGET INFORMATION  
— REPORTS TO LEGISLATURE  
*H.F. 2133*

**AN ACT** requiring the lottery authority to submit budget information to the legislature.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 99G.40, subsection 4, Code Supplement 2003, is amended to read as follows:

4. For informational purposes only, the chief executive officer shall submit to the department of management by October 1 of each year a proposed operating budget for the authority for the succeeding fiscal year. This budget proposal shall also be accompanied by an estimate of the net proceeds to be deposited into the general fund during the succeeding fiscal year. This budget shall be on forms prescribed by the department of management. A copy of the information required to be submitted to the department of management pursuant to this subsection shall be submitted to the legislative government oversight committees and the legislative services agency by October 1 of each year.

Approved March 18, 2004

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**CHAPTER 1010**  
TERMINATION OF PARENTAL RIGHTS — ABANDONMENT OF CHILD  
*H.F. 2176*

**AN ACT** relating to abandonment of a child as grounds for termination of parental rights.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 600A.8, subsection 3, Code 2003, is amended by striking the subsection.

Sec. 2. Section 600A.8, subsection 4, Code 2003, is amended to read as follows:

4. ~~3. If the termination of parental rights relates to a putative father and the putative father~~ The parent has abandoned the child. For the purposes of this subsection, a ~~putative father parent~~ parent is deemed to have abandoned a child as follows:

a. (1) If the child is less than six months of age when the termination hearing is held, a ~~putative father parent~~ parent is deemed to have abandoned the child unless the ~~putative father parent~~ parent does all of the following:

(a) Demonstrates a willingness to assume custody of the child rather than merely objecting to the termination of parental rights.

(b) Takes prompt action to establish a parental relationship with the child.

(c) Demonstrates, through actions, a commitment to the child.

(2) In determining whether the requirements of this paragraph are met, the court may consider all of the following: